



MURIEL BOWSER
MAYOR

June 1, 2020

The Honorable Phil Mendelson
Chairman
Council of the District of Columbia
John A. Wilson Building
1350 Pennsylvania Avenue, N.W.
Suite 504
Washington, D.C. 20004

Reference: District of Columbia Department of General Services
Agreement for Architectural/Engineering Services for Therapeutic
Recreation Center
Contract Number: DCAM-19-AE-0064
Contractor: DLR Group of DC, P. C.

Dear Chairman Mendelson:

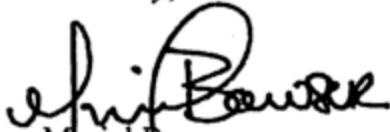
Pursuant to D.C. Official Code § 1-204.51(b), the Department of General Services (the "Department") hereby submits to the Council of the District of Columbia for its review and approval the attached "Contract No. DCAM-19-AE-0064 with DLR Group of DC, P.C. Approval and Payment Authorization Emergency Act of 2020" and the accompanying declaration resolution to provide architectural and engineering services for the Therapeutic Recreation Center.

If approved, the Contract will authorize the Contractor to provide all required architectural and engineering services to demolish, modernize and rebuild, to fully design the Therapeutic Recreation Center located at 3030 G Street, SE, Washington, DC 20019. The Contract provides for a total not-to-exceed amount of \$2,196,239.00 and a term through the substantial completion of the construction date of no later than September 22, 2021.

In addition to the proposed Contract, attached are (i) a contract summary, (ii) a fiscal certification, (iii) a legal sufficiency review and certification, and (iv) a Citywide Clean Hands certificate for the Contractor.

If you have any questions regarding this proposed action, please feel free to contact Keith A. Anderson, the Department's Director, or George G. Lewis, CPPO, the Department's Chief of Contracts and Procurement, at (202) 727-2800.

Sincerely,



Muriel Bowser

Enclosures


Chairman Phil Mendelson
at the request of the Mayor

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To approve, on an emergency basis, Contract No. DCAM-19-AE-0064, between the Department of General Services and DLR Group of DC, P.C. increasing the aggregate not-to-exceed amount to \$2,196,239.00 and authorizing payment to DLR Group of DC, P.C. for goods and services received and to be received under the contract.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the "Contract No. DCAM-19-AE-0064 with DLR Group of DC, P.C. Approval and Payment Authorization Emergency Act of 2020".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51) and the requirements of section 202 of the Procurement Practices Reform Act of 2010, as amended, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, as amended, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Contract No. DCAM-19-AE-0064 between the Department of General Services and DLR Group of DC, P.C. for architectural engineering services for the Therapeutic Recreation Center, increasing the aggregate not-

1 to-exceed ("NTE") amount of the Contract to \$2,196,239.00, and authorizing payment to
2 DLR Group of DC, P.C. for goods and services received and to be received under this
3 Contract.

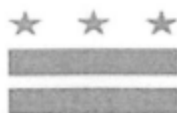
4 Sec. 3. Fiscal impact statement.

5 The Council adopts the fiscal statement of the Chief Financial Officer as the fiscal
6 impact statement required by section 4a of the General Legislative Procedures Act of
7 1975, approved October 6, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

8 Sec. 4. Effective date.

9 This act shall take effect following approval by the Mayor (or in the event of veto
10 by the Mayor, action by the Council to override the veto), and shall remain in effect for
11 no longer than 90 days, as provided for emergency acts of the Council of the District of
12 Columbia in section 412(a) of the District of Columbia Home Rule Act, approved
13 December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF GENERAL SERVICES



Pursuant to section 202(c) of the Procurement Practices Reform Act of 2010, as amended, D.C. Official Code § 2-352.02(c), the following contract summary is provided:

COUNCIL CONTRACT SUMMARY
(Letter Contract or Emergency Contract)

(A) **Contract Number:** DCAM-19-AE-0064 (the "Contract")

Proposed Contractor: DLR Group of DC, P.C. (the "Contractor")

Contract Amount (Base Period): Lump Sum Price of \$2,196,239.00, with an Initial Not-to-Exceed amount via Letter Contract of \$610,000.00

Unit and Method of Compensation: Progress Payments on a monthly basis

Term of Contract: October 9, 2019, execution date of Letter Contract through substantial completion of construction no later than September 22, 2021

Note: The Contract must be approved by Council and executed on June 9, 2020 in order to timely complete the Project.

Type of Contract: Lump Sum Price

Source Selection Method: Competitive Request for Proposals

(B) For a contract containing option periods, the contract amount for the base period and for each option period. If the contract amount for one or more of the option periods differs from the amount for the base period, provide an explanation of the reason for the difference:

N/A.

(C) The date on which the letter contract or emergency contract was executed:

A letter contract with the Contractor was executed by the Department of General Services (the "Department") on October 9, 2019 (the "Letter Contract").

(D) The number of times the letter contract or emergency contract has been extended:

The Letter Contract was extended 2 times. Modification No. 1 to the Letter Contract, executed on February 4, 2020, extended the term of the Letter Contract from February 4, 2020 to April 30, 2020, and Modification No. 2 to the letter contract executed on April 30, 2020 extended the letter contract from April 30, 2020 to June 30, 2020 or the effective date of a definitive contract.

(E) The value of the goods and services provided to date under the letter contract or emergency contract, including under each extension of the letter contract or emergency contract:

The total value of the goods and services provided to date under the Letter Contract is \$610,000.00, which represents the not-to-exceed amount established by the Letter Contract.

(F) The goods or services to be provided, the methods of delivering goods or services, and any significant program changes reflected in the proposed contract:

The Contract would authorize the Contractor ("Architect/Engineer ("A/E")) to provide a full range of design services associated with the demolition and rebuild of the Therapeutic Recreation Center (the "Project"). The existing facility is located at 3030 G Street SE, Washington DC and was constructed in the 1980s. The existing facility is approximately 22,000 square feet, consists of two single-story recreational buildings, and exterior amenities including a mini golf course, playground, basketball court, baseball diamond, walking trails and an asphalt-paved parking area. The site, consisting of approximately 7 acres, is bounded by Mississippi Avenue, Massachusetts Avenue and Fairlawn Avenue SE. The rear of the site is bounded by the Anacostia River which divides the Property from the adjacent 295 interstate highway. The selected architect/engineer will continue to design the demolition and new ground up construction of the facility to meet the Department's programmatic requirements.

(G) The selection process, including the number of offerors, the evaluation criteria, and the evaluation results, including price, technical or quality, and past performance components:

On May 30, 2019, the Department issued a Request for Proposal ("RFP") to engage a design to serve as the Architect/Engineer for the Project. 4 addenda to the RFP were issued. Addendum No. 1 incorporated sign in sheets and Business Cards from the pre-proposal conference. Addendum No. 2, extended due date to July 18, 2019. Addendum No. 3 extended the proposal due date to July 24, 2019 and provided answers to questions. Addendum No. 4 provided answers to additional questions.

On the proposal due date, May 30, 2019, 10 firms submitted proposals in a timely manner.

Technical Evaluation:

The proposals were evaluated by a technical evaluation board with experience in architecture, engineering, construction, and District and related procurement matters ("Board") in accordance In accordance with DC Code Section 2-356.04b2 and District's Municipal Regulations (DCMR)

Section 2621.1 and 2621.2. Each proposal was independently evaluated utilizing a point scale, certain points of which were for the technical evaluation component as follows: (i) Past performance on contracts in the District of Columbia, other governmental entities, and private industry in terms of cost control, quality of work, and compliance with performance schedules – A/E and sub-consultants; (ii) Professional qualifications necessary for satisfactory performance of the required A/E services; (iii) Special Experience and Technical Competence in the type of work required under this RFP – A/E and its sub-consultants Key Personnel; (iv); capabilities to accomplish the work in the required time – A/E and its-consultants Key Personnel (v) Acceptability of Design Approach and Management plan, as discussed more fully below, (vi) DSLBD Preference Points.

The Board initially met on August 19 and 20, 2019 to develop a consensus technical score. Prior to convening for the evaluation meetings, each of the Board members individually completed an evaluation of the proposals. In doing so, each Board member rated each Offeror with respect to specific sub-factors in the four categories. In developing the consensus score, the Board the details of each of the proposals in light of the evaluation factors. Following such discussions and consensus ratings of the Offerors, the ratings were converted to numbers.

In accordance with DC Code 2-356.04, the Board conducted discussions with all of the three Offerors on August 29, 2019 with such firms regarding the Contract and the relative utility of alternative methods of approach for furnishing the required services. As a result of discussions, the Board re-examined the technical ratings for each of the firms and there was no change to the number of technical points accordingly.

Certified Business Enterprise Preference Points:

In addition to the price and technical scoring, a certain number of points were available for each Offeror based on its status as a Certified Business Enterprise (“CBE”) as determined by the Department of Small and Local Business Development (“DSLBD”). All of the Offerors, including the Contractor, were so certified and received points accordingly. Based on the technical rating, preference points awarded, as well as capacity to timely complete the Project, the Contractor was determined to be the most qualified offeror for the Project.

Contracting Officer’s Determination of Fair and Reasonable Price:

In accordance with DC Code Section 2-34-56.04 d, the DGS Contracting Officer examined the fee/price proposal submitted by the contractor. After review the fee proposal the contracting officer determined the proposal in comparison with the Government Estimate to be fair and reasonable. The contracting officer determined award be made without discussion.

Contract Award:

In accordance with D.C. Code Section 2-35604 and the District's Municipal Regulations Section 2620 - 2633, the Board determined that the Contractor is the most qualified and responsible offeror. The Contracting Officer determined that the Contractor is responsible and that the Contractor’s proposed pricing is fair and reasonable. Subsequently, by award memorandum executed October 3, 2019, the

Department awarded Contract No. DCAM-19-AE-0064 to the Contractor as such award would be most advantageous to the District.

- (H) A description of any bid protest related to the award of the contract, including whether the protest was resolved through litigation, withdrawal of the protest by the protestor, or voluntary corrective action by the District. Include the identity of the protestor, the grounds alleged in the protest, and any deficiencies identified by the District as a result of the protest:**

The award of the Contract was not protested.

- (I) The background and qualifications of the proposed contractor, including its organization, financial stability, personnel, and performance on past or current government or private sector contracts with requirements similar to those of the proposed contract:**

The Contractor is a minority-owned architectural firm that provides a full range of architectural services and has experience and success with the alteration, restoration, and adaptive reuse of existing buildings. The firm consists of a diverse group of design professionals with experience in completing residential, commercial and institutional facilities. Every staff member is working on, or has worked on, one or more LEED projects. Forty percent of the firm professionals are LEED accredited.

The Contractor has successfully provided design services for Fort Davis Recreation Center, Banneker Recreation Center, Fort Davis Park, Kennedy Recreation Center, and Hamilton Recreation Center in the District. The Contractor's portfolio also includes the Maury Elementary School.

- (J) A summary of the subcontracting plan required under section 2346 of the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, as amended, D.C. Official Code § 2-218.01 *et seq.* ("Act"), including a certification that the subcontracting plan meets the minimum requirements of the Act and the dollar volume of the portion of the contract to be subcontracted, expressed both in total dollars and as a percentage of the total contract amount:**

The Contractor's subcontracting plan meets the minimum requirements of the Act as follows:

Contract Dollar Value	\$2,196,239.00
Subcontracting Requirement %	35%
Subcontracting Plan Required Dollar Value	\$768,683.65
Subcontracting Plan Actual Dollar Value	\$768,683.65

- (K) Performance standards and the expected outcome of the proposed contract:**

Performance standards outlined in the Contract consist of strict adherence to established milestones ensuring the timely completion of the required services will be closely monitored by Department staff. The terms and conditions of and the Standard Contract Provisions for use with District of Columbia Government Architectural/Engineering Services contracts.

- (L) The amount and date of any expenditure of funds by the District pursuant to the contract prior to its submission to the Council for approval:**

The total value of the goods and services provided to date under the Letter Contract is \$610,000.00, which represents the not-to-exceed amount established by the Letter Contract. The Letter Contract was executed on October 9, 2019 and was extended one time. Modification No. 1 to the Letter Contract, executed on February 4, 2020, extended the term of the letter contract from February 4, 2020 to April 30, 2020, and Modification No. 2 extended the letter contract from April 30, 2020 to June 30, 2020 or the effective date of a definitive contract.

- (M) A certification that the proposed contract is within the appropriated budget authority for the agency for the fiscal year and is consistent with the financial plan and budget adopted in accordance with D.C. Official Code §§ 47-392.01 and 47-392.02:**

The proposed Contract is within the appropriated budget authority for the agency for the fiscal year and is consistent with the financial plan and budget adopted in accordance with D.C. Official Code §§ 47-392.01 and 47-392.02. The applicable Fiscal Sufficiency certification accompanies this Council Package.

- (N) A certification that the contract is legally sufficient, including whether the proposed contractor has any pending legal claims against the District:**

The proposed Contract has been deemed legally sufficient by the Office of the General Counsel, and the Contractor does not appear to have any currently pending legal claims against the District.

- (O) A certification that Citywide Clean Hands database indicates that the proposed contractor is current with its District taxes. If the Citywide Clean Hands Database indicates that the proposed contractor is not current with its District taxes, either: (1) a certification that the contractor has worked out and is current with a payment schedule approved by the District; or (2) a certification that the contractor will be current with its District taxes after the District recovers any outstanding debt as provided under D.C. Official Code § 2-353.01(b):**

The Citywide Clean Hands database indicates that the Contractor is current with its District taxes.

- (P) A certification from the proposed contractor that it is current with its federal taxes, or has worked out and is current with a payment schedule approved by the federal government:**

The Contractor has certified that it is in compliance with federal tax laws. The applicable Clean Hands certification for the Contractor accompanies this Council Package.

- (Q) The status of the proposed contractor as a certified local, small, or disadvantaged business enterprise as defined in the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, as amended, D.C. Official Code § 2-218.01 *et seq.*:**

According to the DSLBD's website, the Contractor is a certified Local, Small, or Disadvantaged Business Enterprise. The Contractor's CBE No. is LSZR13308092021 with an expiration date of September 21, 2021.

(R) Other aspects of the proposed contract that the Chief Procurement Officer considers significant:

N/A

(S) A statement indicating whether the proposed contractor is currently debarred from providing services or goods to the District or federal government, the dates of the debarment, and the reasons for debarment:

The Contractor is not debarred from providing services to the Government of the District of Columbia or the Federal Government according to the Office of Contracts and Procurement's Excluded Parties List and the Federal Government's Excluded Parties List.

(T) Any determination and findings issues relating to the contract's formation, including any determination and findings made under D.C. Official Code § 2-352.05 (privatization contracts):

N/A

(U) Where the contract, and any amendments or modifications, if executed, will be made available online:

Contract award information is available on the DGS web page. Copies of Contract documents (if approved) will be made available upon request.

(V) Where the original solicitation, and any amendments or modifications, will be made available online:

The original solicitation and any amendments have been/will be posted on the Department's website.



Government of the District of Columbia

CERTIFICATE OF CLEAN HANDS

DLR GROUP OF DC PC
419 7TH STREET NW 2ND FLOOR
WASHINGTON, DC 20004-0000

EIN : *****3401

As reported in the Citywide Clean Hands system, the above referenced individual or entity has no outstanding liability with the District of Columbia. As of the date herein, you have complied with the following official DC code and therefore are issued this Certificate of Clean Hands.

TITLE 47. TAXATION, LICENSING, PERMITS, ASSESSMENTS AND FEES
CHAPTER 28. GENERAL LICENSE LAW
SUBCHAPTER II. CLEAN HANDS BEFORE RECEIVING A LICENSE OR PERMIT
D.C. Code § 47-2862 (2006)
§ 47-2862. Prohibition against issuance of license or permit.

Authorized By Marc Aronin
Chief, Collection Division

Date: Thursday this 26th day of March 2020 04:35 PM

Tracking#: 1268313

This document is a certified, complete and true copy.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF GENERAL SERVICES



Memorandum

To: Keith A. Anderson
Director

From: *AHB*
Antoinette Hudson-Beckham, MBA
Agency Fiscal Officer

Reference: Contract for Architectural Engineering Services for Therapeutic Recreation Center
Modification No. 2 (Contract No. DCAM-19-AE-0064) with DLR Group of DC, P.C.

Date: May 1, 2020

Subject: Fiscal Sufficiency Review

In my capacity as the Agency Fiscal Officer of the Department of General Services (the "Department"), I hereby verify that Modification No. 2 to the agreement for Architectural Engineering Services for Therapeutic Recreation Center modernization (DCAM-19-AE-0064) with DLR Group of DC, P.C. (the "Contractor") in the amount of **\$2,196,239.00**, which includes the letter contract value of **\$610,000.00** is consistent with the Department's current budget and that adequate appropriated funds are available for the expenditure.

The Department of General Services (DGS) has already issued a Letter Contract for \$610,000.00 under PO614245. The proposed Modification No. 2 will establish a revised contract amount of \$2,196,239.00, increasing the Contract's value by **\$1,586,239.00**.

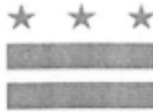
Fiscal Sufficiency Review
Architectural Engineering Services Therapeutic Recreation Center
Contract Number: DCAM-19-AE-0064

The Department of General Services (DGS – Implementing AGY) has \$1,586,239.00 in Department of Parks & Recreation (DPR – Owner AGY) cumulative capital budget. The PASS/SOAR attributes are attached below:

Project Name	Project Number	AY	Fund Detail	Imp. Agency	Owner Agency	RQ/PO	Amount	Comments
Therapeutic Recreation Center	THPRCC	2015	0300	AM0	AM0	RK146456	\$1,586,239.00	See Attached
Total							\$1,586,239.00	

Antoinette Hudson Beckham
Antoinette Hudson-Beckham, MBA
Agency Fiscal Officer
Department of General Services

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF GENERAL SERVICES



OFFICE OF THE GENERAL COUNSEL

MEMORANDUM

TO: Ronan Gulstone
Director, Office of Policy and Legislative Affairs

FROM: Xavier Beltran
General Counsel

SUBJECT: Legal Sufficiency Certification

Contract for Architectural/Engineering Services for Therapeutic Recreation Center

Contract Number: DCAM-19-AE-0064
Contractor: DLR Group of DC, P.C.

DATE: May 14, 2020

This is to certify that this Office has reviewed the above-referenced proposed Contract and has found it to be legally sufficient, subject to submission of: (i) any required materials and Council approval; (ii) Council's approval of the same; and (iii) a Fiscal Certification issued by the Department of General Services' Agency Fiscal Officer.

Please feel free to contact me at (202) 727-2800 with any questions.

Xavier Beltran
General Counsel

8. Proposed Definitive Contract

[Link to Form of Contract No. DCAM-19-AE-RFP-00064 + Exhibits](#)